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15 Attorneys for Defendant ZURICH AMERICAN INSURANCE COMPANY  
 (Erroneously Sued Herein as Zurich American Insurance Company of Illinois)

17 **UNITED STATES DISTRICT COURT**  
 18 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

20 MENDOCINO-LAKE COMMUNITY  
 COLLEGE DISTRICT, a public entity,

21 Plaintiff,

22 v.

23 WESTCHESTER SURPLUS LINES  
 24 INSURANCE COMPANY, a corporation; DOES  
 1 through 50, inclusive,

25 Defendants.  
 26

) Lead Case No. C. 06-0839 JSW  
 ) Related Case No. C 06-0840 JSW  
 )

) **STIPULATION TO REMAND THIS**  
 ) **CASE BACK TO STATE COURT**  
 ) **AND ORDER THEREON**

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1 IT IS HEREBY STIPULATED by the parties herein, by and through their respective  
2 counsel, that the above-entitled matter be remanded back to state court.

3 IT IS FURTHER STIPULATED that, in agreeing to the remand, Defendant Zurich  
4 American Insurance Company in no way agrees that the operative complaint states a claim as  
5 against it, and reserves and in no way waives the right to file a demurrer to such complaint within  
6 30 days of this Court issuing the notice of remand.

7  
8 Dated: July 27, 2006

GILBERT, KELLY, CROWLEY & JENNETT LLP

9  
10 By: Karen E. Jung  
Timothy W. Kenna, a Professional Corporation  
Karen E. Jung  
11 Attorneys for Plaintiff MENDOCINO-LAKE  
12 COMMUNITY COLLEGE DISTRICT

13 Dated: July \_\_, 2006

ANDERSON, McPHARLIN & CONNERS LLP

14  
15 By: D. Damon Willens  
Michael C. Phillips, APC  
D. Damon Willens  
16 Attorneys for Defendant WESTCHESTER SURPLUS  
17 LINES INSURANCE COMPANY

18 Dated: July 27, 2006

SELMAN BREITMAN LLP

19  
20 By: James R. Tenero  
Sheryl W. Leichenger  
James R. Tenero  
21 Attorneys for Defendant ZURICH AMERICAN  
22 INSURANCE COMPANY (Erroneously Sued Herein  
23 as Zurich American Insurance Company of Illinois)

24  
25 PURSUANT TO STIPULATION, IT IS SO ORDERED.

26 Dated: July 28, 2006

27 By: Jeffrey S. White  
Judge Jeffrey S. White  
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